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8 Attorneys for Defendant

9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE EASTERN DISTRICT OF CALIFORNIA

11
12 YENG YANG,

13 Plaintiff,

14 v.

15
16 JO ANNE B. BARNHART,
17 Commissioner of
18 Social Security,

19 Defendant.

CASE NO. **2:04-CV-01887-DAD**

STIPULATION AND ORDER
SETTLING ATTORNEY'S FEES
PURSUANT TO THE EQUAL
ACCESS TO JUSTICE ACT

20
21 IT IS HEREBY STIPULATED by and between the parties through their undersigned counsel,
22 subject to the approval of the Court, that counsel for Plaintiff be awarded attorney's fees under the
23 Equal Access to Justice Act (EAJA) in the amount of TWO THOUSAND FIVE HUNDRED
24 THIRTY ONE AND 25/100 DOLLARS (\$2,531.25). This amount represents compensation for legal
25 services rendered on behalf of Plaintiff by Plaintiff's attorney in accordance with 28 U.S.C. § 2412(d).
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28

1 This stipulation constitutes a compromise settlement of Plaintiff's request for all fees and costs
2 under the EAJA, and does not constitute an admission of liability on the part of Defendant under the
3 EAJA. Payment of the TWO THOUSAND FIVE HUNDRED THIRTY ONE AND 25/100
4 DOLLARS (\$2,531.25) in fees shall constitute a complete release from and bar to any and all claims
5 Plaintiff may have relating to EAJA fees and costs in connection with this action.
6

7 The parties further stipulate that counsel for Plaintiff will provide a facsimile of this
8 stipulation bearing counsel's signature for retention in Defendant's case file, and hereby authorizes
9 counsel for Defendant to file this document in PDF format under the latter's Electronic Case Filing
10 password, pursuant to Local Rule 7-131.
11

12 DATED: August 2, 2005

/s/ Jesse S. Kaplan

JESSE S. KAPLAN

Attorney at Law

Attorney for Plaintiff

16 DATED: August 2, 2005

McGREGOR W. SCOTT

United States Attorney

18 By: /s/ Bobbie J. Montoya

BOBBIE J. MONTOYA

Assistant U. S. Attorney

Attorneys for Defendant

21 OF COUNSEL

22 LUCILLE GONZALES MEIS

23 Chief Counsel, Region IX

24 PETER K. THOMPSON

25 Assistant Regional Counsel

26 U. S. Social Security Administration
27
28

Re: YENG YANG v. JO ANNE B. BARNHART, Case No. 2:04-CV-01887-DAD, Stipulation and
Order Settling Attorney's Fees Pursuant to the Equal Access to Justice Act

_____oOo_____

ORDER

Upon stipulation of the parties, plaintiff in CASE NO. 2:04-CV-01887-DAD, YENG YANG v. Jo Anne B. Barnhart, is hereby awarded attorney fees in the amount of \$2,531.25, pursuant to the Equal Access to Justice Act.

APPROVED AND SO ORDERED.

DATED: August 5, 2005.



DALE A. DROZD
UNITED STATES MAGISTRATE JUDGE

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